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July 28, 2016

BY ECF AND
EMAIL (ForrestNYSDChambers@nysd.uscourts.gov)

Honorable Katherine B. Forrest
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street, Room 1950
New York, NY 10007

Re: Del-Orden v. Hale & Hearty Soups LLC
Civil Action No.: 16-cv-2394 (KBF)

Dear Judge Forrest:

We represent the Defendant in the above-referenced matter, and write jointly with counsel for Plaintiff. Pursuant to Section 1.G of this Court's Individual Rules of Practice in Civil Cases to respectfully request a two (2) week extension, through and including August 12, 2016, to the deadline for Defendant to answer, move or otherwise respond to Plaintiff's Complaint, currently due July 29, 2016. This is the original motion to dismiss deadline as set forth in the initial Scheduling Order (*see* Docket No. 13). No prior requests to extend this deadline have been made and Plaintiff consents to this request.

The parties sincerely apologize for the last minute nature of this request, but, over the past two months, the parties have engaged in repeated and extensive settlement negotiations to resolve this matter. The parties, unfortunately, still require additional time to resolve the matter, and, thus, to avoid unnecessary motion practice, the parties respectfully request this extension. The revised deadline provides sufficient time to reach a settlement and draft the appropriate settlement agreement. Of course, once a settlement is reached, the parties will immediately advise the Court. We thank the Court for its consideration of this matter.

Respectfully submitted,

Alexander W. Leonard

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cc: C.K. Lee, Esq. (by ECF)
Ernest Badway, Esq. (Fox Rothschild – NYC)